IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 20TH JULY 2007 / 29TH ASHADHA 1929

Bail Appl..No. 4408 of 2007()

CMP.1179/2007 of DISTRICT COURT, PATHANAMTHITTA
CRIME NO. 33/07 OF THE THIRUVALLA EXCISE RANGE

.....

PETITIONER : ACCUSED:

HARILAL, S/O.RAMANAN ,
AGED 37, PADINJAREPARAMPIL HOUSE,
CHANGANASSERRY.

BY ADV. SRI.K.A.SALIL NARAYANAN

RESPONDENTS: COMPLAINANT;

STATE OF KERALA REPRESENTED BY PUBLIC
PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P. RAVINDRA BABU.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 20/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. NO. 4408 of 2007

Dated this the 20th day of July, 2007

ORDER

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. He was allegedly found to be in possession of 350 litres of spirit on 21/5/07. He was arrested and continues in custody from that date. Investigation is not complete. Final report has not been filed. There is no history of antecedent criminality against the petitioner, submits the learned Public Prosecutor.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not seriously oppose the said prayer, a period of 60 days having elapsed from the date of the crime and final report having not been filed yet, and I am satisfied that the petitioner can now be released on bail subject to appropriate terms and conditions.

3. **In the result:**

(a) The application is allowed.

(b) The petitioner shall be released on bail on the following terms and conditions:

(i) The petitioner shall execute a bond for Rs.1,50,000/- (Rupees one lakh and fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(ii) The petitioner shall make himself available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of three months and thereafter as and when directed by the Investigating Officer in writing to do so.

Sd/-

(R. BASANT, JUDGE)

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P.S. to Judge